

Docket No. 246918US2



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Hideki SUGIURA, et al.

GAU: Unassigned

SERIAL NUMBER: 10/759,029

EXAMINER: Unassigned

FILING DATE: January 20, 2004

FOR: TONER, DEVELOPER, IMAGE DEVELOPER AND IMAGE FORMING APPARATUS

**PETITION IN RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Notice of Incomplete Nonprovisional Application, dated August 4, 2004, Applicants call to your attention that pages 74-76 and drawing Figure 1 were present at the time of filing the above-noted application on January 20, 2004. Accordingly, Applicants submit pages 74-76, with the abstract appearing on page 76, of the specification and drawing Figure 1 along with copies of the filing receipt and Utility Transmittal form evidencing the filing of pages 74-76 of the specification and drawing figure 1.

Applicants respectfully request that the filing date of January 20, 2004, be granted and that the deposit account be refunded the \$130.00 fee submitted herewith as required by 37 CFR 1.17(a). A duplicate copy of this sheet is enclosed.

Acceptance is respectfully requested.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
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Gregory J. Maier

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(OSMMN 05/03)

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Dept.: E/M

OSMM&N File No. 246918US2

By: GJM/PH/me

Serial No. New Application

In the matter of the Application of: Hideki SUGIURA, et al.

For: TONER, DEVELOPER, IMAGE DEVELOPER AND IMAGE FORMING APPARATUS

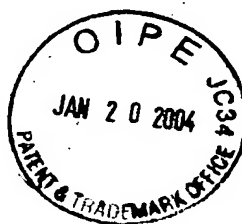
Due Date: January 20, 2004

The following has been received in the U.S. Patent Office on the date stamped hereon:

- 76 pp. Specification 20 Claims/Drawings 1 Sheet and 4 Pages Application Data Sheet
- Utility Patent Application Transmittal
- Request for Priority
- Priority Doc 1
- Check for \$1,190.00
- Dep. Acct. Order Form
- Fee Transmittal Form
- White Advance Serial Number Card

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COPY



<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	246918US2
	First Inventor or Application Identifier	Hideki SUGIURA, et al.
	Title	TONER, DEVELOPER, IMAGE DEVELOPER AND IMAGE FORMING APPARATUS

<b>APPLICATION ELEMENTS</b> <i>See MPEP chapter 600 concerning utility patent application contents</i>	<b>ADDRESS TO:</b> Commissioner for Patents Mail Stop Patent Application Alexandria, Virginia 22313
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g. PTO/SB/17) (Submit an original and a duplicate for fee processing)  2. <input checked="" type="checkbox"/> Specification Total Sheets <input type="text" value="76"/>  3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) Total Sheet <input type="text" value="1"/>  4. <input type="checkbox"/> Oath or Declaration Total Pages <input type="text"/> a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. §1.63(d)) (for continuation/divisional with box 17 completed) i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §1.63(d)(2) and 1.33(b). 5. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program ( <i>Appendix</i> ) 6. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification or Sequence Listing on : i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statements verifying identity of above copies	<b>ACCOMPANYING APPLICATION PARTS</b>  7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 8. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76 9. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee) 10. <input type="checkbox"/> English Translation Document (if applicable) 11. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 12. <input type="checkbox"/> Preliminary Amendment 13. <input checked="" type="checkbox"/> White Advance Serial No. Postcard 14. <input checked="" type="checkbox"/> Certified Copy of Priority Document (1) (if foreign priority is claimed) 15. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 16. <input checked="" type="checkbox"/> Other: Request for Priority

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below:

☐ Continuation    ☐ Divisional    ☐ Continuation-in-part (CIP)    of prior application no.:  
 Prior application information:    Examiner:    Group Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18. CORRESPONDENCE ADDRESS**

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